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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
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| 12 UNITED STATES OF AMERICA, |) | No. CR-12-195 EMC |
| |) | |
| 13 Plaintiff, |) | STIPULATION [AND PROPOSED |
| |) | ORDER] TO CONTINUE STATUS |
| 14 v. |) | CONFERENCE |
| |) | |
| 15 AMIR ZAVIEH, |) | Current hearing date: June 6, 2012 |
| |) | Proposed hearing date: August 22, 2012 |
| 16 Defendant. |) | |
| _____ |) | |

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- 18 1. Mr. Zavieh was charged with conspiracy to defraud the United States, a tax offense, on
19 December 7, 2011. His case was indicted in the Southern District of Florida. On
20 February 16, 2012, the District Judge in Florida granted Mr. Zavieh's motion for transfer
21 of venue to the Northern District of California. Mr. Zavieh appeared in magistrate court
22 in San Francisco on April 23, 2012, for appointment of counsel. He remains out of
23 custody. His initial appearance date in District Court was scheduled for June 6, 2012.
- 24 2. On May 14, 2012, defense counsel received discovery from the government. The
25 discovery includes four discs containing over 5,000 documents.
- 26 3. Mr. Zavieh suffers from a number of serious medical conditions, including urinary
27 incontinence resulting from past prostate cancer treatments, restricted shoulder mobility,
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1 multiple knee replacements, and continuing treatment for his prostate cancer. He is
2 scheduled to undergo a medical procedure the week of June 6 and will therefore not be
3 able to come to court that day.

4 4. Given the large amount of discovery that defense counsel must review and analyze along
5 with Mr. Zavieh's unavailability on June 6, the parties have agreed to continue the status
6 conference currently scheduled for June 6. The parties propose continuing that status
7 conference to August 22, 2012, at 2:30 p.m.

8 5. For these reasons, IT IS STIPULATED AND AGREED that this matter be continued to
9 August 22, 2012, for a status hearing and that time under the Speedy Trial Act be
10 excluded from June 6, 2012 until that date because the ends of justice outweigh the best
11 interest of the public and the defendant in a speedy trial, for effective preparation of
12 defense counsel, taking into account the exercise of due diligence, and for continuity of
13 defense counsel. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

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15 SO STIPULATED.

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|----|---------------|-----------------------------------|
| 16 | | GEOFFREY HANSEN |
| 17 | | Acting Federal Public Defender |
| 18 | 5/17/12 | /s/ |
| 19 | _____ DATE | _____ RITA BOSWORTH |
| 20 | | Assistant Federal Public Defender |
| 21 | | MELINDA HAAG |
| 22 | | United States Attorney |
| 23 | 5/17/12 | /s/ |
| 24 | _____ DATE | _____ THOMAS NEWMAN |
| 25 | | Assistant United States Attorney |

1 Good cause appearing therefor, IT IS ORDERED that this matter be continued until
2 August 22, 2012, and that time under the Speedy Trial Act be excluded until that date because
3 the ends of justice outweigh the best interest of the public and the defendant in a speedy trial, for
4 effective preparation of defense counsel, taking into account the exercise of due diligence, and
5 for continuity of defense counsel. 18 U.S.C. § 3161(h)(7)(A) and (B)(iv).

6 May 18, 2012

7
8 DATE

